

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	Art Unit:
)	
Franco Toriselli)	Conf. No. 8146
)	
Patent No.: 6,257,299)	Washington, D.C.
)	
Filed: April 25, 2000)	June 6, 2012
)	
For: Tyre removal machine)	Atty. Docket: TORISELLI

REQUEST FOR SMALL ENTITY STATUS ERROR TO BE EXCUSED

U.S. Patent and Trademark Office
Customer Service Window
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

In the present application, status as a small entity was established in good faith and fees as a small entity were paid in good faith. It has now been discovered that such status as a small entity was established in error. Pursuant to 37 C.F.R. §1.28(c), it is requested that this error be excused as the present communication is in compliance with the separate submission and itemization requirements of paragraphs (c)(1) and (c)(2) of 37 C.F.R. §1.28.

Attached hereto is a form PTO-2038 authorizing the additional charges of \$ 2,270.00, which satisfies the deficiency payment requirement as per the following itemization.

07/16/2012 GARIAS 00000006 6257299

01 FC:1559

2270.00 OP

06/12/2012 DALLEN 00000010 6257299

01 FC:1599

2270.00 OP

Adjustment date: 07/16/2012 GARIAS
06/12/2012 DALLEN 00000010 6257299
01 FC:1599

-2270.00 OP

In re USP 6,257,299

Type of Fee	Current fee for non- small entity	Small Entity actually paid	Date of request	Deficiency owed amount
3.5 maintenance fee	\$1130.00	\$ 470.00	12/1/2004	\$ 660.00
7.5 maintenance fee	\$2850.00	\$1240.00	12/16/2008	\$1610.00
			Total owed:	<u>\$2270.00</u>

As all of the requirements of 37 C.F.R. §1.28(c) have been complied with, it is requested that this deficiency payment be accepted and that the errors in small entity status previously made be excused.

Respectfully submitted,
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CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on the date shown above.

Erin D. Geraghty
Name

/Erin D. Geraghty/
Signature